

SWIMMING POOL BY-LAW, 2012

By-law No.15, 2012

BY-LAW

To provide for the establishment of municipal swimming pools in the //Khara Hais municipality; and for matters connected therewith.

BE IT ENACTED by the //Khara Hais municipality, as follows:-

1. Definition

"premises" means any building, structure, or tent together with the land on which it is situated and the adjoining land used in connection with it and includes any land without any building, structure or tent and any vehicle, conveyance or ship;

"person" means a natural and legal person, including but not limited to an association of persons, a partnership, and a company;

"swimming pool" means a swimming pool, spa bath, including a jacuzzi, that is accessible to the public and includes swimming pools at schools or other tertiary institutions;

2. Duties of a swimming pool manager

2.1 A swimming pool manager must-

- (a) at all times keep the premises in a safe, clean and sanitary condition; and
- (b) ensure that the water is at all times purified, treated and maintained to the standards mentioned in section 21.

2.2 A person who operates a swimming pool or spa bath in contravention of the provisions of subsection (1) commits an offence.

3. Water supply

3.1 A person who operates a swimming pool or spa bath may, for the purpose of cleaning, filling or maintaining the water level in a swimming pool or spa bath, only use water from an approved source.

3.2 The Health Practitioner may take samples of the water for the purpose of chemical analysis or bacteriological analysis at times that he or she considers appropriate.

- 3.3 A person who contravenes subsection (1) commits an offence.
4. **Provision of sanitary fixtures and public amenities**
- 4.1 Any person who carries on a public, swimming pool, shall comply with the requirements prescribed by this regulation.
- 4.2 Water latrine facilities shall be provided as follows:
- (a) In the case of a swimming pool having a water surface equal in or less than 300m², at least three latrines for each sex, of which one of the latrines intended for males may be replaced by a urinal or urinal space of at least 600mm in length: or
 - (b) in the case of a swimming pool having a water surface greater than 300m², one latrine for each sex for every addition water surface area of 250m² or part thereof: Provided that in the case of latrines for males, up to maximum of 25% of the required number of latrines may be replaced by urinals or urinal spaces of at least 600mm in length each.
- 4.3 Where swimming pool facilities are available at an accommodation undertaking or cluster housing premises as part of the general amenities, separate latrine and ablution facilities shall not be required if adequate facilities are available within a reasonable distance of the pool.
5. **Water Safety**
- 5.1 The water in a public swimming pool shall be effectively filtered continuously during the period in which swimming takes place and when water must be treated effectively by an approved method of disinfecting and, even if chlorinated, must at any time conform to the following standards (sampling to be done in the morning before swimming commence)-
- (a) the water must be free from floating, suspended or settled debris or swimming organisms and the walls, floor, access ladders or steps and gutters must be free from slime or algae;
 - (b) the keeper of the swimming pool must ensure that water in the pool at all times contains 0,5 to 1,0 parts per mega liter by weight, free or available chlorine and that faecal *Escherichia coli* are absent in a sample of 100 ml of the swimming-bath water; and must further ensure that the pool is at all times kept free from snails.
 - (c) where an approved disinfectant other than chlorine is used or is found naturally in the water, it shall be equivalent in effect to the residual level of the chlorine prescribed in paragraph (b);
 - (d) the pH of the water may not be less than 7,0 and not more than 7,6; and
 - (e) best practice methods should be practiced to ensure safe water quality.

6. Offences

- 6.1 A person who contravenes this by-law, commits an offence.

7. Penalty Clause

Any person who contravenes or fails to comply with any provision of this By-law or any requirement or condition thereunder, shall be guilty of an offence, and if convicted shall be liable to a fine or to imprisonment for a period not exceeding one year, or to both a fine and such imprisonment.

8. Short title

- 8.1 This By-law shall be called the Swimming Pool By-law, 2012.